

Returned at Counter

Return to: Pacific Power
1950 Mallard Ln.
Klamath Falls, OR 97601

2017-007961
Klamath County, Oregon



00206978201700079610050055

07/17/2017 03:28:53 PM

Fee: \$62.00

CC#: 11176 WO#: 6084600

UNDERGROUND RIGHT OF WAY EASEMENT

For value received, *DG-Chiloquin, OR-1-UT, LLC* ("Grantor"), hereby grants to PacificCorp, an Oregon corporation, its successors and assigns ("Grantee"), a perpetual easement for a right of way 15 feet in width and 185 feet in length, more or less, for the construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's underground electric distribution and communication lines and all necessary or desirable accessories and appurtenances thereto, including without limitation: wires, fibers, cables and other conductors and conduits therefore; and pads, transformers, switches, cabinets, vaults on, across, or under the surface of the real property of Grantor in *Klamath County, State of Oregon*, as more particularly described as follows and/or shown on Exhibit(s) *A, B* attached hereto and by this reference made a part hereof:

A portion of:

Lots 7 & 8, Section 4, Township 35 South, Range 7 East, W.M. Chiloquin, OR

Assessor's Map No.: *35S 7E 04A*

Parcel No.: *R-3507-004A0-00602-000*

Together with the right of ingress and egress for Grantee, its contractors, or agents, to the right of way from adjacent lands of Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefore) the future right to keep the right of way clear of all brush, trees, timber, structures, buildings and other hazards which might endanger Grantee's facilities or impede Grantee's activities.

At no time shall Grantor place or store any flammable materials or light any fires, on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may be used for other purposes not inconsistent, as determined by the Grantee, with the purposes for which this easement has been granted.

To the fullest extent permitted by law, each of the parties hereto waives any right it may have to a trial by jury in respect of litigation directly or indirectly arising out of, under or in connection with this easement. Each party further waives any right to consolidate, or to request the consolidation of, any action in which a jury trial has been waived with any other action in which a jury trial cannot be or has not been waived.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns and shall run with the land.

Dated this 29th day of June, 2017.


Philip Annis, President GRANTOR

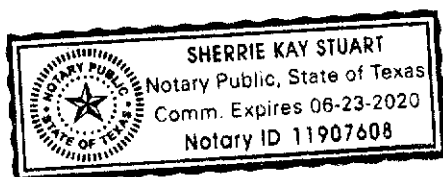
REPRESENTATIVE ACKNOWLEDGEMENT


State of Texas)
County of Williamson) SS.

This instrument was acknowledged before me on this 29th day of June, 2017.

by Philip Annis, as President,
Name of representative Title of representative

of DB-Chilquin, OR-1-UT, LLC,
Name of entity being represented



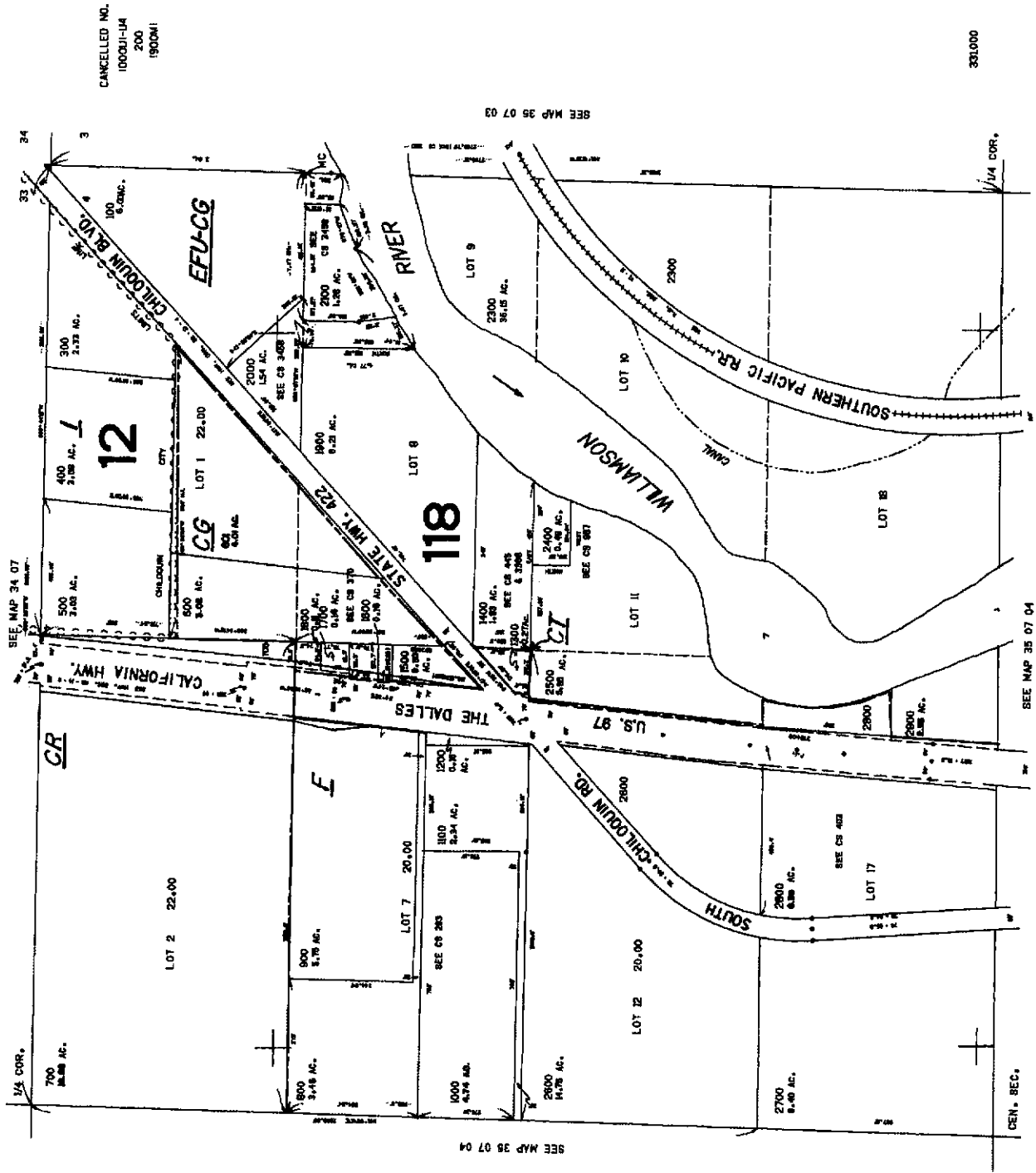

Notary Public
My commission expires: 6/23/2020

REVISED 12-18-13

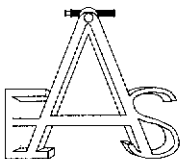
THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY

NE 1/4 SEC. 04 T.35S. R.07E. W.M.
KLAMATH COUNTY
1" = 200'

35 07 04A
CHILOQUIN



35 07 04A



ANDERSON ENGINEERING AND SURVEYING, INC.

PROFESSIONAL ENGINEERS AND LAND SURVEYORS

17681 Hwy. 395, Lakeview, Oregon 97630

(541) 947-4407 Fax (541) 947-2321

www.andersonengineering.com

Power Easement Section 4, Township 35 South, Range 7 East, W.M.

APRIL 8, 2016

LEGAL DESCRIPTION – POWER EASEMENT

2015-039

EXHIBIT "A"

A 15 FOOT WIDE UTILITY EASEMENT, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 97, SAID POINT BEING SOUTH 55° 26' 40" WEST A DISTANCE OF 84.48 FEET FROM THE NORTHEAST CORNER OF GOVERNMENT LOT 7, SECTION 4, TOWNSHIP 35 SOUTH, RANGE 7 EAST OF THE WILLAMETTE MERIDIAN; THENCE SOUTH 89° 42' 16" EAST A DISTANCE OF 182.45 FEET TO A POINT; THENCE SOUTH 0° 17' 44" WEST A DISTANCE OF 15.00 FEET TO A POINT; THENCE NORTH 89° 42' 16" WEST A DISTANCE OF 184.84 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 97; FOLLOWING SAID RIGHT-OF-WAY, THENCE NORTH 9° 20' 11" EAST A DISTANCE OF 15.19 FEET TO THE **POINT OF BEGINNING**.

CONTAINS 2755 SQUARE FEET OR 0.06 ACRES, MORE OR LESS.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
FEB. 4, 1983
DARRYL J. ANDERSON
2034

RENEWED 12/1/15

